

But as the Hon. Cornelius Vanderbilt, the President, Director and President of the Mechanical Bank, and the defendants composing the firm of *Mechanical Bank & Co.*, are at issue, such allegations as to them cannot issue until the plaintiff has shown cause why the plaintiff is not bound by the articles, with two sufficient reasons, to be approved as to form and sufficiency by a Justice of the Court, continued as required by the rules of the Court, and the plaintiff has failed to do so, and severally in the pleadings next hereafter specified; and bonds to be executed and delivered within six days after the return of the order for such continuance.

Eleventh. The bond to *Cornelius Vanderbilt* is directed to be in the penal sum of \$100,000; the bond to the defendants composing the firm of *Mechanical Bank & Co.*, in the penal sum of \$100,000; and the bond to the *Mechanical Bank* in the penal sum of \$10,000.

Twelfth. In and to the plaintiff in this action shall neglect to prosecute the same with due diligence, any of the defendants